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\*NEW YORK STATE BAR ADMISSION PENDING

**PLEASE DELIVER THE FOLLOWING PAGES**

TO : United States Patent and Trademark Office  
ATTN.: Examiner Phillip C. Lee, Group Art Unit 2154  
FAX NO.: (571) 273-8300  
FROM : Paul Teng OUR DOCKET NO.: 2271/66438  
DATE : May 5, 2006  
TOTAL NUMBER OF PAGES, INCLUDING COVER SHEET: 10  
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**MESSAGE**

In connection with Serial No. 10/055,861:  
PETITION UNDER 37 C.F.R. § 1.181 TO WITHDRAW HOLDING OF  
ABANDONMENT BASED ON FAILURE TO RECEIVE NOTICE OF ALLOWANCE

THE INFORMATION CONTAINED IN THIS FACSIMILE TRANSMISSION IS INTENDED SOLELY FOR THE PERSONAL AND CONFIDENTIAL USE OF THE DESIGNATED RECIPIENT(S) NAMED ABOVE. THIS TRANSMISSION MAY BE AN ATTORNEY-CLIENT COMMUNICATION CONTAINING INFORMATION THAT IS PRIVILEGED AND CONFIDENTIAL. IF THE READER OF THIS MESSAGE IS NOT A DESIGNATED RECIPIENT OR AN AGENT RESPONSIBLE FOR DELIVERING IT TO A DESIGNATED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT YOU HAVE RECEIVED THIS DOCUMENT IN ERROR, AND THAT ANY REVIEW, DISTRIBUTION, OR COPYING OF THIS MESSAGE IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, OR IF UPON READING THIS DOCUMENT YOU HAVE REASON TO BELIEVE THAT THE DOCUMENT WAS INADVERTENTLY SENT TO YOU, PLEASE NOTIFY US IMMEDIATELY BY COLLECT TELEPHONE CALL AND RETURN THE ORIGINAL MESSAGE TO US BY MAIL. THANK YOU.

MAY 05 2006

Dkt. 2271/66438

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Hiroshi TAMURA

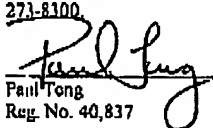
Serial No.: 10/055,861

Group Art Unit: 2154

Date Filed: January 23, 2002

Examiner: Phillip C. Lee

For: METHOD AND APPARATUS FOR IMAGE COMMUNICATIONS CAPABLE OF  
EFFECTIVELY PERFORMING RECEIPT ACKNOWLEDGMENT

I hereby certify that this correspondence is being transmitted by facsimile transmission to the U.S. Patent and Trademark Office at (571) 273-8100.	
 Paul Tong Reg. No. 40,837	May 5, 2006 Date

1185 Avenue of the Americas  
New York, N.Y. 10036  
(212) 278-0400

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**PETITION UNDER 37 C.F.R. § 1.181 TO WITHDRAW HOLDING  
OF ABANDONMENT BASED ON FAILURE TO NOTICE OF ALLOWANCE**

A Notice Of Abandonment dated March 31, 2006 was issued by the United States Patent and Trademark Office (PTO) in connection with the above-identified application ("the March 31, 2006 Notice Of Abandonment"). The March 31, 2006 Notice Of Abandonment states that the application has been abandoned since applicant failed to timely pay the required issue fee and publication fee within the statutory period of three months from the mailing date of the Notice Of Allowance. A copy of the March 31, 2006 Notice Of Abandonment is attached hereto as **Exhibit A**.

However, a Notice Of Allowance and Fee(s) Due was never received by Applicant and Applicant's attorneys of record in connection with this application.

The file jacket and docketing records maintained by the undersigned's firm (Applicant's

Hiroshi TAMURA, S.N. 10/055,861  
Page 2

Dkt. No. 2271/66438


attorneys of record) for this application were searched, and no evidence was found to suggest that a Notice Of Allowance and Fee(s) Due was ever received by the undersigned's firm in connection with this application. For example, a Notice Of Allowance and Fee(s) Due (or a copy thereof) was not found in the file jacket maintained for this application. In addition, there is no information in the docketing records for this application indicating that a Notice Of Allowance and Fee(s) Due was ever received.

Attached hereto as **Exhibit B** is a computer printout of the (computer) docketing records maintained by the docketing department of the undersigned's firm. If a Notice Of Allowance and Fee(s) Due had ever been received, the printout would show entries indicating that the issue fee and publication fee were due three months from the date of the Notice Of Allowance. No such entries are present in the docketing records maintained for this application (as shown in Exhibit A).

Applicant hereby petitions to the Director to withdraw holding of abandonment, and requests that the Notice Of Allowance and Fee(s) Due be remailed with a restarted response period.

No fee is deemed necessary in connection with the filing of this Petition. If, however, any fees are required, authorization is hereby given to charge the amount of any such fees to Deposit Account No. 03-3125.

Respectfully submitted,

  
Paul Teng, Reg. No. 40,837  
Attorney for Applicant  
Cooper & Dunham LLP  
Tel.: (212) 278-0400

# **EXHIBIT A**

to

**PETITION UNDER 37 C.F.R. § 1.181 TO WITHDRAW HOLDING OF  
ABANDONMENT BASED ON FAILURE TO RECEIVE NOTICE OF ALLOWANCE  
(Serial No. 10/055,861)**

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T-850 P.005/010 F-165



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
P.O. Box 1450  
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www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/055,861	01/23/2002	Hiroshi Tamura	2271/66438	5251

7590 03/31/2006

Ivan S. Kavrukov  
Cooper & Dunham LLP  
1185 Avenue of the Americas  
New York, NY 10036

EXAMINER

LEE, PHILIP C

ART UNIT PAPER NUMBER

2154

DATE MAILED: 03/31/2006

Please find below and/or attached an Office communication concerning this application or proceeding.

<b>Notice of Abandonment</b>	Application No.	Applicant(s)	
	10/055,861	Tamura	
	Examiner	Art Unit	
	LEE	2154	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

This application is abandoned in view of:

APR 6 2006

- ☐ Applicant's failure to timely file a proper reply to the Office letter mailed on \_\_\_\_\_.
  - ☐ A reply was received on \_\_\_\_\_ (with a Certificate of Mailing or Transmission dated \_\_\_\_\_), which is after the expiration of the period for reply (including a total extension of time of \_\_\_\_\_ month(s)) which expired on \_\_\_\_\_.
  - ☐ A proposed reply was received on \_\_\_\_\_, but it does not constitute a proper reply under 37 CFR 1.113 (a) to the final rejection.  
(A proper reply under 37 CFR 1.113 to a final rejection consists only of: (1) a timely filed amendment which places the application in condition for allowance; (2) a timely filed Notice of Appeal (with appeal fee); or (3) a timely filed Request for Continued Examination (RCE) in compliance with 37 CFR 1.114).
  - ☐ A reply was received on \_\_\_\_\_ but it does not constitute a proper reply, or a bona fide attempt at a proper reply, to the non-final rejection. See 37 CFR 1.85(a) and 1.111. (See explanation in box 7 below).
  - ☐ No reply has been received.
- ☒ Applicant's failure to timely pay the required issue fee and publication fee, if applicable, within the statutory period of three months from the mailing date of the Notice of Allowance (PTOL-85).
  - ☐ The issue fee and publication fee, if applicable, was received on \_\_\_\_\_ (with a Certificate of Mailing or Transmission dated 6/2), which is after the expiration of the statutory period for payment of the issue fee (and publication fee) set in the Notice of Allowance (PTOL-85).
  - ☐ The submitted fee of \$\_\_\_\_\_ is insufficient. A balance of \$\_\_\_\_\_ is due.  
The issue fee required by 37 CFR 1.18 is \$\_\_\_\_\_. The publication fee, if required by 37 CFR 1.18(d), is \$\_\_\_\_\_.
  - ☒ The issue fee and publication fee, if applicable, has not been received.
- ☐ Applicant's failure to timely file corrected drawings as required by, and within the three-month period set in, the Notice of Allowability (PTO-37).
  - ☐ Proposed corrected drawings were received on \_\_\_\_\_ (with a Certificate of Mailing or Transmission dated \_\_\_\_\_), which is after the expiration of the period for reply.
  - ☐ No corrected drawings have been received.
- ☐ The letter of express abandonment which is signed by the attorney or agent of record, the assignee of the entire interest, or all of the applicants.
- ☐ The letter of express abandonment which is signed by an attorney or agent (acting in a representative capacity under 37 CFR 1.34(a)) upon the filing of a continuing application.
- ☐ The decision by the Board of Patent Appeals and Interference rendered on \_\_\_\_\_ and because the period for seeking court review of the decision has expired and there are no allowed claims.
- ☐ The reason(s) below:

slk

Petitions to revive under 37 CFR 1.137(a) or (b), or requests to withdraw the holding of abandonment under 37 CFR 1.181, should be promptly filed to minimize any negative effects on patent term.

# **EXHIBIT B**

to

**PETITION UNDER 37 C.F.R. § 1.181 TO WITHDRAW HOLDING OF  
ABANDONMENT BASED ON FAILURE TO RECEIVE NOTICE OF ALLOWANCE  
(Serial No. 10/055,861)**

4/7/2006

## Patent Information Print

Docket No	66438	Application #	10/055861
Country	United States	Application Dt	23JA2002
Case Type	REGULAR CASE TYPE	Parent No	
Relation Type	ORIGINAL OR PATENT CASE	Grant Dt	
Filing Type	NATIONAL CASE	Publication #	02-0120700-A1
Filing No		Publication Dt	29AU2002
Attorney	IVAN S. KAVRUKOV	Assigned	
Agent	PAUL TENG	Expiration Dt	
Client\Division	RICOH COMPANY, LTD.	Conv Type	
Current Owner	2271	Tax Base Dt	
Prev Own		Next Tax Dt	
Status	Filed	Associate	
First Filing Dt		Oper Grp	
Sub Stat		Ag Ref No	
Sub Stat Dt		Verified	N
Parent Country		Customer	D4PP
Parent Filing Dt		Create Dt	25JA2002
Parent No		Update Dt	06AP2006
Parent Grant Dt		Update Tm	1155
Total Claims		Update User	MM
Ind. Claims		Update Type	A

## \*\*Actions\*\*

Action	CHECK DECL./REFUND(if needed	Comp Dt
Act Due Date	23MR2002	Resp Atty #1
Taken Dt		Resp Atty #2
DeadLn Dt		
Action	INFORMATION DISCLOSURE STATE	Comp Dt
Act Due Date	23AP2002	Resp Atty #1
Taken Dt		Resp Atty #2
DeadLn Dt		
Action	FILE ASSIGNMENT	Comp Dt
Act Due Date	23AP2002	Resp Atty #1
Taken Dt		Resp Atty #2
DeadLn Dt		
Action	NOTICE OF MISSING PARTS DUE	Comp Dt
Act Due Date	26AP2002	Resp Atty #1
Taken Dt	19AP2002	Resp Atty #2
DeadLn Dt		
Action	8mo FOREIGN FILING REMINDER	Comp Dt
Act Due Date	23SE2002	Resp Atty #1
Taken Dt		Resp Atty #2
DeadLn Dt		
Action	10mo FOREIGN FILING REMINDER	Comp Dt
Act Due Date	23NO2002	Resp Atty #1
Taken Dt		Resp Atty #2
DeadLn Dt		
Action	11mo FOREIGN FILING REMINDER	Comp Dt
Act Due Date	23DE2002	Resp Atty #1
Taken Dt		Resp Atty #2
DeadLn Dt		
Action	12mo FOREIGN FILING DEADLINE	Comp Dt



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T-850 P.009/010 F-165

Act Due Date	23JA2003	Resp Atty #1	
Taken Dt		Resp Atty #2	
DeadLn Dt			
Action	1st OA - 3 MONTH RESPONSE DU	Comp Dt	
Act Due Date	04AU2005	Resp Atty #1	
Taken Dt	08JL2005	Resp Atty #2	
DeadLn Dt			
Action	PETITION TO REVIVE DUE	Comp Dt	
Act Due Date	31MY2006	Resp Atty #1	
Taken Dt		Resp Atty #2	
DeadLn Dt			
Action	Response to 1st OA filed	Comp Dt	
Act Due Date		Resp Atty #1	
Taken Dt	08JL2005	Resp Atty #2	
DeadLn Dt			
Action	NOTICE OF ABANDONMENT	Comp Dt	
Act Due Date		Resp Atty #1	
Taken Dt	31MR2006	Resp Atty #2	
DeadLn Dt			
Action	NOTICE MISSING PARTS - 3rd e	Comp Dt	26JL2002
Act Due Date		Resp Atty #1	
Taken Dt		Resp Atty #2	
DeadLn Dt			
Action	DEADLINE TO RESP TO NTC OF M	Comp Dt	26SE2002
Act Due Date		Resp Atty #1	
Taken Dt		Resp Atty #2	
DeadLn Dt			
Action	FILING RECEIPT RECEIVED	Comp Dt	
Act Due Date		Resp Atty #1	
Taken Dt	05MR2002	Resp Atty #2	
DeadLn Dt			
Action	NOTICE MISSING PARTS - 1st u	Comp Dt	26MY2002
Act Due Date		Resp Atty #1	
Taken Dt		Resp Atty #2	
DeadLn Dt			
Action	ESTIMATED PUBLICATION DT	Comp Dt	23JL2003
Act Due Date		Resp Atty #1	
Taken Dt		Resp Atty #2	
DeadLn Dt			
Action	FILING RECEIPT RECEIVED	Comp Dt	
Act Due Date		Resp Atty #1	
Taken Dt	24MY2002	Resp Atty #2	
DeadLn Dt			
Action	NOTICE MISSING PARTS - 4th e	Comp Dt	26AU2002
Act Due Date		Resp Atty #1	
Taken Dt		Resp Atty #2	
DeadLn Dt			
Action	NOTICE MISSING PARTS - 2nd e	Comp Dt	26JE2002
Act Due Date		Resp Atty #1	
Taken Dt		Resp Atty #2	
DeadLn Dt			

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\*\*Inventors\*\*

Inv Name

HIROSHI TAMURA

Assigned

\*\*Title\*\*

Title

METHOD AND APPARATUS FOR IMAGE COMMUNICATIONS CAPABLE OF EFF  
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RECEIPT ACKNOWLEDGEMENT